

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA
§ 45.1-361.26

BEFORE THE VIRGINIA GAS AND OIL BOARD

RELIEF SOUGHT: An Order for Disbursement of Escrowed Funds (and Authorization for Direct Payment of Royalties)

JURISDICTION: Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq) AND § 45.1-361.22:2

UNIT/WELL NAME: FF39

TRACT(S): 1C, 1D, A portion of 1E, 1H, 2B, 2C

LOCATION: TAZEWELL County, Virginia

TAX ID NUMBERS: Tax Map Identification Numbers for all parcels affected by this order are shown on: Tract Identification Sheet

BOOKET NUMBER: VGOB-03-1021-1208-04

APPLICANTS: CNX Gas Company LLC on behalf of Billy R. Simmons, Carol J. Short, Charlotte A. Morgan, Donald Blaine Short, George Larry Short, Knox Creek Coal Corporation, Millie Maxwell Campbell, Nadaine Deskins, Raymond E. & Lora Frances Shelton, Renee Simmons, Sheila Rae Wyatt

HEARING DATE AND LOCATION: On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Director of the Division of Gas and Oil the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.1-361.22:2. Effective date: July 1, 2015.

APPEARANCES: Mark A. Swartz on behalf of CNX Gas Company LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 12/15/2003, Recorded on 12/22/2003, Deed Book/Instrument No. 898, Page 182.
2. Supplemental Order Executed 10/08/2004, Recorded on 10/19/2004, Deed Book/Instrument No. 924, Page 880.

3. Disbursement Order -01, Recorded on 11/30/2009, Deed Book/Instrument No. 1066, Page 0444.
4. Disbursement Order -02, Recorded on 02/16/2012, Deed Book/Instrument No. 1108, Page 0914.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 1C, 1D, A portion of 1E, 1H, 2B, 2C identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 1C, 1D, A portion of 1E, 1H, 2B, 2C relative to the interests of the Applicants identified in the attached petition.
- (3) Continue the escrow account under this docket number.

FINDINGS:

Code of Virginia § 45.1-361.22 AND § 45.1-361.22:2

Applicant has certified and represented to the Board that:

- a. Raymond E. & Lora Frances Shelton, Nadaine Deskins, Charlotte A. Morgan, Millie Maxwell Campbell, George Larry Short, Sheila Rae Wyatt, Donald Blaine Short, Carol J. Short, Billy R. Simmons, Renee Simmons & Knox Creek Coal Corporation is the gas claimant in Tracts 1C, 1D, 1E, 1H, 2B & 2C As such Raymond E. & Lora Frances Shelton, Nadaine Deskins, Charlotte A. Morgan, Millie Maxwell Campbell, George Larry Short, Sheila Rae Wyatt, Donald Blaine Short, Carol J. Short, Billy R. Simmons, Renee Simmons & Knox Creek Coal Corporation are entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- b. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement(s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Raymond E. & Lora Frances Shelton, Nadaine Deskins, Charlotte A. Morgan, Millie Maxwell Campbell, George Larry Short, Sheila Rae Wyatt, Donald Blaine Short, Carol J. Short, Billy R. Simmons, Renee Simmons & Knox Creek Coal Corporation and not escrow same. See Exhibit EE annexed hereto.

OK 2016 PG 1

VGOB Disbursement

VG0B-03-1021-1208-04

Tracks: 1C, 1D, A portion of 1E, 1H, 2B, 2C

[illegible][illegible]

DK 2016 PG 13734

2C Tract 2C (total acreage)		4.8800					
1	2C	Knox Creek Coal Corporation\One Alpha Place, PO Box 16429, Bristol, VA 24209		4.8800	100.00%	4.8800	14.7432%

Adjustment Comments:

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.

2. The Escrow Agent is ordered to continue the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

CONCLUSION:

Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

APPEALS:

Appeals of this Order are governed by the provisions of the Code of Virginia § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

BK 2016 PG 13735

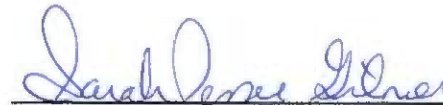
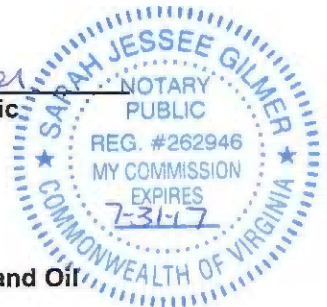
DONE AND EXECUTED this 24 day of August, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 24th day of August, 2016, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


 Sarah Jessee Gilmer, Notary Public
 262946


My Commission expires: July 31, 2017

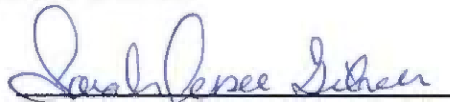
DONE AND PERFORMED this 25 day of August, 2016 by Order of the Virginia Gas and Oil Board.



Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 25th day of August, 2016, personally before me a notary public in and for the Commonwealth of Virginia, appeared Rick Cooper, being duly sworn did depose and say that he is the Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


 Sarah Jessee Gilmer, Notary Public
 262946


My Commission expires: July 31, 2017

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 03-1021-1208-04

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1C, 1D, A portion of 1E, 1H, 2B, 2C (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.

HEARING DATE: On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Director of the Division of Gas and Oil the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.1-361.22:2. Effective date: July 1, 2015.

DRILLING UNIT: FF39

TAZEWELL COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, PO Box 570, Pounding Mill, VA 24637, (276)596-5075.
Petitioner's counsel is Mark A. Swartz, Hillard & Swartz, LLP, 122 Capital Street, Suite 201, Charleston, WV 25301.

2. Relief Sought

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to of Tract(s) 1C, 1D, 1E, 1H, 2B & 2C as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Raymond E. & Lora Frances Shelton, Nadeine Deskins, Charlotte A. Morgan, Millie Maxwell Campbell, George Larry Short, Sheila Rae Wyatt, Donald Blaine Short, Carol J. Short, Billy R. Simmons, Renee Simmons & Knox Creek Coal Corporation (3) Dismissal of Coal Owner(s): Coal Mountain Mining Co, LLP

3. Legal Authority

Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of Well(s)

Coalbed Methane

5. Factual basis for relief requested

- a. Raymond E. & Lora Frances Shelton, Nadeine Deskins, Charlotte A. Morgan, Millie Maxwell Campbell, George Larry Short, Sheila Rae Wyatt, Donald Blaine Short, Carol J. Short, Billy R. Simmons, Renee Simmons & Knox Creek Coal Corporation is the gas claimant in Tracts 1C, 1D, 1E, 1H, 2B & 2C. As such Raymond E. & Lora Frances Shelton, Nadeine Deskins, Charlotte A. Morgan, Millie Maxwell Campbell, George Larry Short, Sheila Rae Wyatt, Donald Blaine Short, Carol J. Short, Billy R. Simmons, Renee Simmons & Knox Creek Coal Corporation are entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- b. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement (s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Raymond E. & Lora Frances Shelton, Nadeine Deskins, Charlotte A. Morgan, Millie Maxwell Campbell, George Larry Short, Sheila Rae Wyatt, Donald Blaine Short, Carol J. Short, Billy R. Simmons, Renee Simmons & Knox Creek Coal Corporation and not escrow same. See Exhibit EE annexed hereto.

6. Attestation

The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

EX 2016 1013739

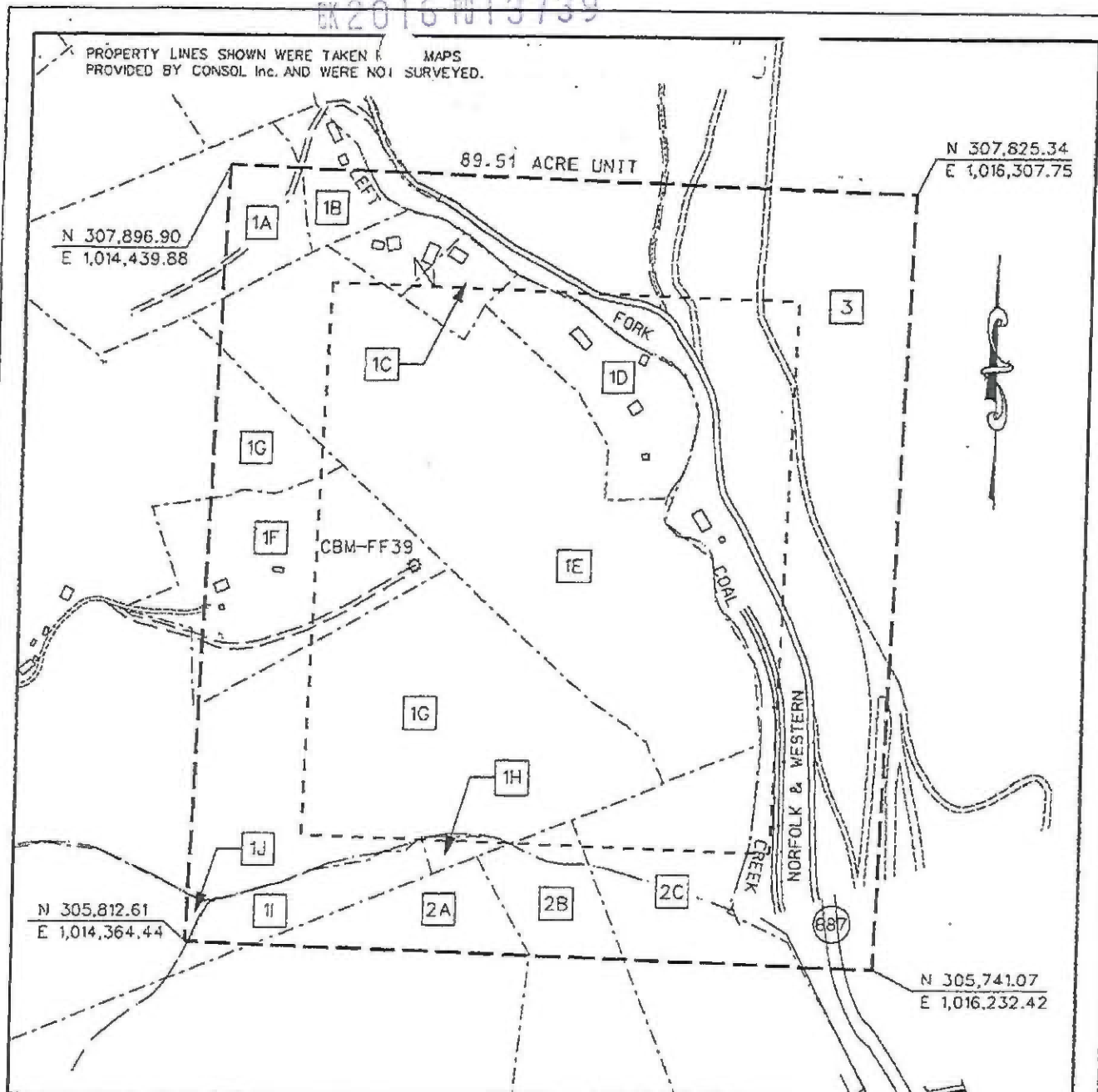


EXHIBIT A
OAKWOOD FIELD UNIT FF-39
FORCE POOLING
VGOB-03-1021-1208

Company CNX Gas Company LLC Well Name and Number UNIT FF39
 Tract No. _____ Elevation _____ Quadrangle Keen Mountain
 County Tazewell District Maiden Springs Scale: 1" = 400' Date 7/19/03
 This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGD-60-7
Rev. 9/91

Charles D. May
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

CNX GAS COMPANY LLC**UNIT FF-39****Tract Identifications**

- 1A. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Betty J. Short, et al - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
1.47 acres 1.6423 %
- 1B. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Perry Deskins, et ux - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
0.89 acres 0.9943 %
- 1C. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Raymond E. Shelton, et al. - Surface and All Minerals except Coal
2.00 acres 2.2344 %
- 1D. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Charlie Deskins, et ux. - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
3.51 acres 3.9214 %
- 1E. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Wanda Simmons, et al. - All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased (70.4861%)
Knox Creek Carbon Company - Surface
19.51 acres 21.7964 %
- 1F. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Carl N. Ball, et ux. - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
5.57 acres 6.2228 %

CNX GAS COMPANY LLC**UNIT FF-39****Tract Identifications**

- 1G. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
James M. Short, et al. - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
17.08 acres 19.0817 %
- 1H. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Knox Creek Coal Corporation - Surface and All Minerals except Coal
0.31 acres 0.3463 %
- 1I. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Alvie Newberry - Surface and All Minerals except Coal
1.74 acres 1.9439 %
- 1J. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Carl Ball, et ux. - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
0.09 acres 0.1005 %
- 2A. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Alvie Newberry - Surface and All Minerals except Coal
2.24 acres 2.5025 %
- 2B. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Knox Creek Coal Corporation - Surface and All Minerals except Coal
2.00 acres 2.2344 %

CNX GAS COMPANY LLC

UNIT FF-39

Tract Identifications

- 2C. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 - Coal
Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Knox Creek Coal Corporation, et al - Surface and All Minerals except Coal
4.88 acres 5.4519 %
3. Commonwealth Coal Company (May & Painter Tr.) - Fee
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
Reserve Coal Properties Company - Oil and Gas Leased
CNX Gas Company LLC - CBM Leased
28.22 acres 31.5272 %

List of Respondents that require escrow
(89.51 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #1B, 0.89 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.89 acres	0.9943%
<u>OIL & GAS OWNERSHIP</u>		
<i>The ownership listed below is currently being reviewed and documentation is being requested to verify title.</i>		
(1) Perry & Nadyne Deskins Heirs, Devisees, Successors or Assigns Star Rt. Box 37A Raven, VA 24639	0.89 acres	0.9943%
<u>Tract #1E, 19.51 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	19.51 acres	21.7964%
<u>OIL & GAS OWNERSHIP</u>		
<i>The ownership listed below is currently being reviewed and documentation is being requested to verify title. In addition, some owners listed below did not respond timely to the W9 request and will continue to be escrowed.</i>		
Wanda Simmons, et al. (aka Mary Jane Short Heirs, Devisees, Successors or Assigns) (19.69 acre tract)	19.51 acres	21.7964%
(1) Maude Murray Heirs, Devisees, Successors or Assigns (Deceased - documentation pending)	1.42 acres 7/96 of 19.51 acres	1.5893%
(1.1) Billie Yvonne Looney Heirs, Devisees, Successors or Assigns		
(1.2) Gloria J. King Address unknown		
(1.3) Patricia Barnett Heirs, devisees, Successors or Assigns		
(1.3.1) Billy Barnett, Jr. Heirs, devisees, Successors or Assigns		
(1.3.1.1) Harley Ray Barnett 17720 S. Old Highway 62 Tahlequah, OK 74464		
(1.3.1.2) Carl Gene Barnett 17720 S. Old Highway 62 Tahlequah, OK 74464		

Exhibit E
Unit FF-39
Docket #VGOB 03-1021-1208-04
List of Respondents that require escrow
(89.51 Acre Unit)

BK 2016 PG 13744

	Acres in Unit	Interest in Unit
(1.3.1.3) Billy Ray Barnett III 17720 S. Old Highway 62 Tahlequah, OK 74464		
(1.3.2) Victoria Qued 1614 N. Jupiter Rd. McKinney, TX 75042		
(1.3.3) Christina Barnett 120 S. Rounds Street Fort Gibson, OK 74434		
(1.4) Shirley Murray 808 N. Birch Ave. Sand Springs, OK 74063		
(2) Ruby Boice Heirs, Devisees, Successors or Assigns		
(2.1) Judy L. Collins 1409 Old Manor Rd Chesapeake, VA 23323	0.71 acres 7/192 of 19.51 acres	0.7947%
(4) Carolyn Phelps Heirs, Devisees, Successors or Assigns		
(4.1) Robert L. Phelps, widower 3108 Sterling Way Portsmouth, VA 23703	1.42 acres 7/96 of 19.51 acres	1.5893%
(6) James H. Short Heirs, Devisees, Successors or Assigns		
(6.1) James H. Short Revocable Trust		
(6.1.1) James H. Short QTIP Marital Trust Aurelia G. Short, Trustee Chandler Harper Dr Portsmouth, VA 23701	1.42 acres 7/96 of 19.51 acres	1.5893%
(8) Alfred V. Short Heirs, Devisees, Successors or Assigns		
(8.1) Alfred V. Short, Jr. 109 Wyoming Avenue Portsmouth, VA 23701	0.47 acres 7/288 of 19.51 acres	0.5298%
(8.2) Cheryl Wood 13 California Avenue Portsmouth, VA 23701	0.47 acres 7/288 of 19.51 acres	0.5298%
(8.3) Patricia Clark 6101 #B College Drive Suffolk, VA 23435	0.47 acres 7/288 of 19.51 acres	0.5298%
(9) Daniel A. Short Heirs, Devisees, Successors or Assigns		
(9.1) Delmar Short White (spouse) 4416 Clifford St. Portsmouth, VA 23707	1.42 acres 7/96 of 19.51 acres	1.5893%
(10) Max O. Short Heirs, Devisees, Successors or Assigns		

Exhibit E
Unit FF-39
Docket #VGOB 03-1021-1208-04
List of Respondents that require escrow
(89.51 Acre Unit)

BK2016 PG13745

	Acres in Unit	Interest in Unit
(10.1) Marie (Frances) Short Heirs, Devisees, Successors or Assigns		
(10.2) Mary Ann Rowe 4316 Arundel Ln Chesapeake, VA 23321	0.71 acres 7/192 of 19.51 acres	0.7947%
(11) John D. Short 6178 Knotts Creek Lane Suffolk, VA 23435	1.42 acres 7/96 of 19.51 acres	1.5893%
(12) Wanda Simmons Heirs, Devisees, Successors or Assigns		
(12.1) Michael Simmons 201 Lily Street, Edisto Island, SC 29438	0.18 acres 7/768 of 19.51 acres	0.1987%
(12.2) Bernard Simmons Heirs, Devisees, Successors or Assigns		
(12.2.1) Bernard Rolf Simmons Marital Trust 16308 Old Jonesborough Rd. Bristol, VA 24202	0.18 acres 7/768 of 19.51 acres	0.1987%
(12.3) Dennis Simmons 109 Eagle St. Richlands, VA 24641	0.18 acres 7/768 of 19.51 acres	0.1987%
(12.4) Norma Lee Heirs, Devisees, Successors or Assigns		
(12.4.1) Robert Lee c/o Dennis Lee, POA & Susan Lee, POA 102 Florence Cir Tazewell, VA 24651	0.18 acres 7/768 of 19.51 acres	0.1987%
(12.6) Jack Simmons 764 Terry Drive Richlands, VA 24641	0.18 acres 7/768 of 19.51 acres	0.1987%
(12.7) Sandra Spruell 8088 Westfield Circle Vero Beach, FL 32966	0.18 acres 7/768 of 19.51 acres	0.1987%
Total tract acres 11.0252		
Total tract percent 12.3173%		
Acreage in Unit 11.9152		
Percentage of Unit		13.3116%

List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(89.51 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
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Tract #1A, 1.47 acres

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	1.47 acres	1.6423%	n/a
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OIL & GAS OWNERSHIP

(1) Betty J. Short (Previously listed as Betty J. Short, et al)			
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(a) Betty J. Short 211 Hunter Ave. Pounding Mill, VA 24637	1.47 acres	1.6423%	
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Royalties should be paid as follows:

Betty J. Short 211 Hunter Ave. Pounding Mill, VA 24637	1.10 acres 3/4 of 1.47 acres	1.2317%	n/a
Russell Bryan Rakes 1716 Green Mountain Road Cedar Bluff, VA 24609	0.37 acres 1/4 of 1.47 acres	0.4106%	n/a

By Deed of Gift dated 4/9/11, Russell Bryan Rakes conveyed his 25% ownership inherited from Charles G. Rakes to Betty J. Short. (DB1092/PG708). In exchange, Betty J. Short assigned Russell Bryan Rakes a 25% royalty interest, executed 5/5/11.

**Note: CBM ownership was adjudicated to the prevailing plaintiff under Case no. CL 11-206
The Order was executed March 11, 2011 and plaintiff was awarded 100% of the
Coalbed Methane Gas underlying this tract.**

Tract #1C, 2.00 acres

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.00 acres	2.2344%	n/a
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OIL & GAS OWNERSHIP

(1) Raymond E. & Lora Frances Shelton, t/e 147 Highland Lane Raven, VA 24639 (Previously shown as et al. s/b et ux.)	2.00 acres	2.2344%	6.0423% HB2058
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Exhibit EE

Unit FF-39

Docket #VGOB 03-1021-1208-04

List of Respondents with Royalty Split Agreements/Court Orders/HB2058

(89.51 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1D, 3.51 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	3.51 acres	3.9214%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Charlie & Nadeine Deskins (t/e)			
(a) Nadeine Deskins 130 Almond Lane Raven, VA 24639	3.51 acres	3.9214%	10.6042% HB2058
<u>Tract #1E, 19.51 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	19.51 acres	21.7964%	n/a
<u>OIL & GAS OWNERSHIP</u>			
Wanda Simmons, et al. (aka Mary Jane Short Heirs, Devisees, Successors or Assigns) (19.69 acre tract)	19.51 acres	21.7964%	
(2) Ruby Boica Heirs, Devisees, Successors or Assigns			
(2.2) Charlotte A. Morgan 2101 Arbutus Circle Chesapeake, VA 23323	0.71 acres 7/192 of 19.51 acres	0.7947%	2.1489% HB2058
(3) Millie Maxwell Campbell 216 Cassady Avenue Virginia Beach, VA 23452	1.42 acres 7/96 of 19.51 acres	1.5893%	4.2979% HB2058
(5) George H. Short Heirs, Devisees, Successors or Assigns			
(5.1) George H. Short Trust			
(5.1.1) GHS Cedit Shelter Trust			
(5.1.1.1) George Larry Short 8092 Westfield Circle Vero Beach, FL 32966	0.71 acres 7/192 of 19.51 acres	0.7947%	2.1489% HB2058

List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(89.51 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(5.1.1.2) Sheila Rae Wyatt 600 W. Franklin St Wytheville, VA 24382-3718	0.71 acres 7/192 of 19.51 acres	0.7947%	2.1489% HB2058
(7) Donald Blaine Short 4404 Point West Drive Portsmouth, VA 23703	1.42 acres 7/96 of 19.51 acres	1.5893%	4.2979% HB2058
(10) Max O. Short Heirs, Devisees, Successors or Assigns			
(10.1) Marie (Frances) Short Heirs, Devisees, Successors or Assigns			
(10.3) Carol J. Short 824 Aspin Ct San Diego, CA 92109	0.71 acres 7/192 of 19.51 acres	0.7947%	2.1489% HB2058
(12) Wanda Simmons Heirs, Devisees, Successors or Assigns			
(12.5) Billy R. Simmons P.O. Box 45 Doran, VA 24612	0.18 acres 7/768 of 19.51 acres	0.1987%	0.5372% HB2058
(12.8) Renee Simmons 2016 Brandon Avenue SW, Apt. 4 Roanoke, VA 24015	0.18 acres 7/768 of 19.51 acres	0.1987%	0.5372% HB2058
(2) Knox Creek Coal Corporation One Alpha Place, PO Box 16429 Bristol, VA 24209	2.44 acres 1/8 of 19.51 acres	2.7246%	7.3678% HB2058
Total tract acres		8.48	
Total tract percent		9.4792%	

Tract #1F, 5.57 acres

COAL OWNERSHIP

- (1) Coal Mountain Mining Company, Tr.40
Limited Partnership, L.L.P.
P.O. Box 675
Tazewell, VA 24651

5.57 acres 6.2228% n/a

OIL & GAS OWNERSHIP

- (1) Carl N. Ball, et ux. Heirs, Devisees,
Successors or Assigns

- (a) David D. Ball
384 Leonards Drive
Raven, VA 24639

5.57 acres 6.2228% n/a

Exhibit EE
Unit FF-39
Docket #VGOB 03-1021-1208-04
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(89.51 Acre Unit)

BK2016 PG13749

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1G, 17.08 acres</u>			
<i>Deed of Confirmation dated 7/30/09, James Short 72.5% CBM rights / Coal Mountain 27.5% CBM rights.</i>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	17.08 acres	19.0817%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) James M. Short 181 Vickey Drive Richlands, VA 24641	17.08 acres	19.0817%	n/a
<u>Tract #1H, 0.31 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.31 acres	0.3463%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Knox Creek Coal Corporation One Alpha Place, PO Box 16429 Bristol, VA 24209	0.31 acres	0.3463%	0.9366% HB2058
<u>Tract #1I, 1.74 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	1.74 acres	1.9439%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Alvie Newberry Heirs, Devisees, Successors or Assigns			
(a) Mae Newberry, widow <i>(Deeded to Edward Newberry, et ux. On Feb 17, 2004, DB902 PG666)</i>			
(a.1) Edward Newberry, et ux. 3686 Road Ridge Turnpike Raven, VA 24639	1.74 acres	1.9439%	n/a

Exhibit EE
Unit FF-39
Docket #VGOB 03-1021-1208-04
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(89.51 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
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Tract #1J, 0.09 acres

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.09 acres	0.1005%	n/a
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OIL & GAS OWNERSHIP

(1) Carl N. Ball, et ux. Heirs, Devisees, Successors or Assigns			
(a) David D. Ball 384 Leonards Drive Raven, VA 24639	0.09 acres	0.1005%	n/a

Tract #2A, 2.24 acres

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.24 acres	2.5025%	n/a
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OIL & GAS OWNERSHIP

(1) Alvie Newberry Heirs, Devisees, Successors or Assigns			
(a) Mae Newberry, widow (Deeded to Edward Newberry, et ux. On Feb 17, 2004, DB902 PG666)			
(a.1) Edward Newberry, et ux. 3686 Road Ridge Turnpike Raven, VA 24639	2.24 acres	2.5025%	n/a

Tract #2B, 2.00 acres

COAL OWNERSHIP

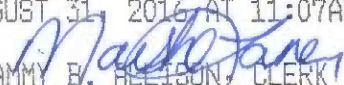
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.00 acres	2.2344%	n/a
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OIL & GAS OWNERSHIP

(1) Knox Creek Coal Corporation One Alpha Place, PO Box 16429 Bristol, VA 24209	2.00 acres	2.2344%	6.0423% HB2058
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List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(89.51 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #2C, 4.88 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	4.88 acres	5.4519%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Knox Creek Coal Corporation One Alpha Place, PO Box 16429 Bristol, VA 24209	4.88 acres	5.4519%	14.7432% HB2058
	Acreage in Unit Percentage of Unit	49.37 55.1612%	

INSTRUMENT #160002527
RECORDED IN THE CLERK'S OFFICE OF
TAZEWELL COUNTY ON
AUGUST 31, 2016 AT 11:07AM

TAMMY B. ALLISON, CLERK
RECORDED BY: MLT